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06 UNITED STATES DISTRICT COURT
07 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

08 UNITED STATES OF AMERICA,) CASE NO. CR03-515-JCC
09 Plaintiff,)
10 v.) SUMMARY REPORT OF U.S.
11 DAVID JEFFREY KATHRENS,) MAGISTRATE JUDGE AS TO
12 Defendant.) ALLEGED VIOLATIONS
OF SUPERVISED RELEASE
13

14 An evidentiary hearing on supervised release revocation in this case was scheduled before
15 me on October 19, 2009. The United States was represented by AUSA Bruce Miyaki and the
16 defendant by Daron Morris. The proceedings were digitally recorded.

17 Defendant had been sentenced on or about June 25, 2004 by the Honorable John C.
18 Coughenour on a charge of Felon in Possession of a Firearm, and sentenced to 84 months
19 custody, 3 years supervised release. (Dkt. 26.)

20 The conditions of supervised release included the standard conditions plus the
21 requirements that defendant submit to drug testing, participate in mental health treatment,
22 participate in a drug treatment program, abstain from alcohol, submit to search, provide access

01 to financial information, and be prohibited from possessing identification documents in any but
02 his true identity.

03 In an application dated October 8, 2009 (Dkt. 31), U.S. Probation Officer Steven R.
04 Gregoryk alleged the following violations of the conditions of supervised release:

05 1. Using methamphetamine on or before October 8, 2009, in violation of standard
06 condition No. 7.

07 2. Possession of methamphetamine on or before October 8, 2009, in violation of
08 standard condition No. 7.

09 3. Associating with a known felon engaged in criminal activity, in violation of
10 standard condition No. 9.

11 Defendant was advised in full as to those charges and as to his constitutional rights.

12 Defendant admitted alleged violations 1 and 3 and waived any evidentiary hearing as to
13 whether they occurred. The government moved to dismiss violation 2.

14 I therefore recommend the Court find defendant violated his supervised release as alleged
15 in violations 1 and 3, that the Court dismiss violation 2, and that the Court conduct a hearing
16 limited to the issue of disposition. The next hearing will be set before Judge Coughenour.

17 Pending a final determination by the Court, defendant has been detained.

18 DATED this 19th day of October, 2009.

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21 Mary Alice Theiler
22 United States Magistrate Judge

cc: District Judge: Honorable John C. Coughenour

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AUSA:	Bruce Miyaki
Defendant's attorney:	Daron Morris
Probation officer:	Steven R. Gregoryk